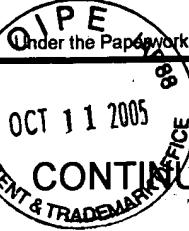


Zhou
RCE

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PTO/SB/30 (04-05)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/766,581
Filing Date	January 27, 2004
First Named Inventor	Akio Uchiyama
Art Unit	3739
Examiner Name	Matthew J. Kasztejna
Attorney Docket Number	17406

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 ii. Other _____

b. Enclosed
 i. Amendment/Reply iii. Information Disclosure Statement (IDS)
 ii. Affidavit(s)/Declaration(s) iv. Other _____

2. **Miscellaneous**
 a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
 b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
 a. The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 19-1013 SSMP. I have enclosed a duplicate copy of this sheet.
 i. RCE fee required under 37 CFR 1.17(e) 10/11/2005 NNGUYEN1 00000036 10766581
 ii. Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:1801 790.00 OP
 iii. Other _____
 b. Check in the amount of \$ 790.00 enclosed
 c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	October 6, 2005
Name (Print / Type)	Thomas Spinelli	Registration No.	39,533

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	
Name (Print / Type)	Thomas Spinelli

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

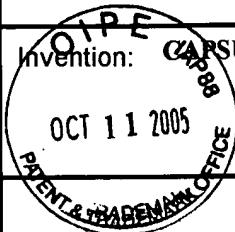
AMENDMENT TRANSMITTAL LETTER (Large Entity)

Applicant(s): Akio Uchiyama

Docket No.

17406

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/766,581	January 27, 2004	Kasztejna, Matthew John	23389	3739	3837



Invention: **CAPSULE MEDICAL DEVICE**

OCT 11 2005

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	16 -	27 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	1 -	5 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable)	<input type="checkbox"/>				\$0.00
	TOTAL ADDITIONAL FEE FOR THIS AMENDMENT				\$0.00

- No additional fee is required for amendment.
- Please charge Deposit Account No. _____ in the amount of _____.
- A check in the amount of \$0.00 to cover the filing fee is enclosed.
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP
 - Any additional filing fees required under 37 C.F.R. 1.16.
 - Any patent application processing fees under 37 CFR 1.17.
- Payment by credit card. Form PTO-2038.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

~~eth Weinfield~~
Registration No. 50,929

Dated: October 6, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

October 6, 2005

(Date)

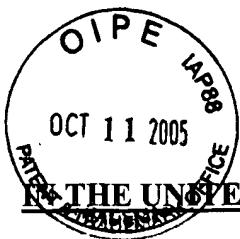
October 6, 2005
(Date)

Signature of Person Mailing Correspondence

Seth Weinfeld

Typed or Printed Name of Person Mailing Correspondence

CC:



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Akio Uchiyama **Examiner:** Kasztejna, Matthew J.
Serial No: 10/766,581 **Art Unit:** 3739
Filed: January 27, 2004 **Docket:** 17406
For: CAPSULE MEDICAL DEVICE **Dated:** October 6, 2005

Confirmation No. 3837

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.114

Sir:

In response to the Final Official Action dated July 6, 2005, Applicant has filed a Request For Continued Examination (RCE) herewith together with the present Amendment. Applicant respectfully requests that, prior to continued examination, the above-identified application be amended as follows:

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

Dated: October 6, 2005

Seth Weinfield